

BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

October 3, 2003

IN RE:

**PETITION OF CHATTANOOGA GAS COMPANY,
NASHVILLE GAS COMPANY, A DIVISION OF
PIEDMONT GAS COMPANY, AND UNITED CITIES
GAS COMPANY, A DIVISION OF ATMOS ENERGY
CORPORATION FOR A DECLARATORY RULING
REGARDING THE COLLECTIBILITY OF THE GAS
COST PORTION OF THE UNCOLLECTIBLE
ACCOUNTS UNDER THE PURCHASE GAS
ADJUSTMENT ("PGA") RULES**

**DOCKET NO.
03-00209**

ORDER MODIFYING PROCEDURAL SCHEDULE

This matter is before the Pre-Hearing Officer to modify the Procedural Schedule pursuant to the *Motion for Extension of Time* and *Motion for Summary Judgment* filed by the Consumer Advocate and Protection Division of the Office of the Attorney General (the "CAPD").

On September 18, 2003, the CAPD filed a *Motion for Extension of Time* requesting that the filing dates for direct and rebuttal testimony be postponed, essentially, due to late-filed and allegedly incomplete responses to their discovery requests. To address this motion as well as the CAPD's subsequently-filed *Motion to Compel Discovery Responses*, a Status Conference was scheduled for October 2, 2003. On October 1, 2003, the CAPD filed a *Motion for Summary Judgment*. As a result of the Status Conference, the previously-established Procedural Schedule in this Docket is modified, as indicated below, in accordance with the consensus of the Parties.

Procedural Schedule

- The Responses of Chattanooga Gas, Nashville Gas, and Atmos Energy Corporation to the CAPD's *Motion for Summary Judgment* shall be filed with the TRA and served on all Parties no later than **Monday, October 27, 2003;**
- The CAPD shall file with the TRA and serve on all Parties any Reply to these Responses by **Monday, November 3, 2003.**
- Oral Argument on the *Motion for Summary Judgment* shall be heard before the Panel at **10 a.m. on Wednesday, November 12, 2003.**
- Pre-filed Direct Testimony shall be filed with the TRA and served on all Parties no later than **Monday, November 17, 2003;**
- Pre-filed Rebuttal Testimony shall be filed with the TRA and served on all Parties no later than **Monday, December 8, 2003;**
- The Hearing in this Docket will be held before the Panel on **Tuesday, December 16,** beginning at **10 a.m.**

IT IS THEREFORE ORDERED THAT:

The Procedural Schedule is modified as stated herein.



Kim Beals, Counsel
as Pre-Hearing Officer